

April 4, 1975

SENATOR SIMPSON: Mr. President and members of the Legislature, I move to advance the bill to E & R for Review. The purpose of this bill is to take off the books, repeal the complete dairy products practice act. Now I had this bill a year ago and we took it to the same Committee. The industry was a little bit split at the time. We were unfortunate that there was a case before the courts having to do with the unconstitutionality of about five sections of this bill. So the bill was killed by the Committee and probably rightfully so and after that time, the Supreme Court did act and did cause the bill or the sections to be unconstitutional. They agreed that they were and so there are five sections of what we are repealing that would fall within this category and so this is really the meat of the bill. The other sections of the total act, which incidentally I helped update in the time I have been in the Legislature, really have no bearing on the milk industry as they are left. So I see no reason to keep them on. The people from the industry came in and asked that we would take this off the books and they carried about a 90% majority of the fluid milk wholesalers in the state who wished this to be done and so I ask you to advance this bill and this is its only purpose.

PRESIDENT: The question is, shall the bill be advanced? Record your vote. Record, Mr. Clerk.

CLERK: 25 ayes, 0 nays.

PRESIDENT: The bill is advanced.

CLERK: LB 315 introduced by Senator Keyes. Read title. There are Committee amendments by Senator Rasmussen's Government Committee.

PRESIDENT: Senator Rasmussen.

SENATOR RASMUSSEN: Mr. President and members of the body, I would ask for the adoption of the Committee amendments. It was brought in by Senator Keyes. They were approved by the Sarpy County Commissioners and their County Attorney and it is more or less a grandfather's clause that allows deputies that have served for two years or more that would be able to get in on this merit system without an examination. I would ask for the adoption of the Committee amendments.

PRESIDENT: Any further discussion. The question is, the adoption of the amendment referred to by Senator Rasmussen. Record your vote promptly. Record.

CLERK: 26 ayes, 0 nays.

PRESIDENT: The amendment is adopted. Senator Keyes.

SENATOR KEYES: Mr. Speaker, with the most reluctance, I will tell you that this bill was brought down by the Sheriff of Sarpy County, the County Commissioners and the County Attorney and everybody I know of is in favor of it in Sarpy County. It should have no trouble at all going through. It simply sets up a merit system and those men who have been working for the Sheriff's Department and